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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JUAN A. TORRES, an individual;

Plaintiff;

v.

COMENITY CAPITAL BANK, a foreign
corporation; EQUIFAX INFORMATION
SERVICES, LLC, a foreign limited-liability
company; TRANS UNION LLC, a foreign
limited-liability company;

Defendants.

Case No.: 2:24-cv-00221-JAD-BNW

**STIPULATED DISCOVERY PLAN AND
SCHEDULING ORDER**

**SUBMITTED IN COMPLIANCE WITH
LR 26-1(b)**

Under FRCP 26(f) and LR 26-1, counsel held a telephonic conference on **April 24, 2024**.

Based on the conference, the parties propose to the Court the following discovery plan:

- a. FRCP 26(a)(1) Disclosures: **May 24, 2024**
- b. Amend Pleadings and Add Parties: **July 2, 2024**
- c. FRCP 26(a)(2) Disclosures (Experts):
 - i. Expert Disclosure: **August 15, 2024**
 - ii. Rebuttal Expert Disclosure: **September 16, 2024**
- d. Close of Discovery: **September 30, 2024**
- e. Dispositive Motions: **October 30, 2024**
- f. Pretrial Order: **December 2, 2024**
- g. The disclosures required by FRCP 26(a)(3) shall be made in the joint pretrial order.

If dispositive motions are filed, the deadline for filing the joint pretrial order will be

- suspended until 30 days after decision on dispositive motions or further court order.
- h. Subjects of Discovery: Discovery will be needed on the following subjects: All claims set forth in the complaint as well as the defenses relevant to the action. No discovery phases are needed or requested by the parties at this time.
 - i. Disclosures under Rule 26(a): Aside from electronic submission, the parties have no changes to the timing, form, or requirement for disclosures under Rule 26(a).
 - j. Protective Order(s): Defendant anticipates the production of confidential, trade secret, and/or commercially sensitive information during the pendency of this action. As such, defendant may request a protective order to be entered by the court to govern the use and disclosure of information that is deemed confidential, trade secret, and/or commercially sensitive;
 - k. Settlement: The parties have engaged in settlement discussions.
 - l. Later Appearing Parties: A copy of this discovery plan and scheduling order shall be served by Plaintiff on any person served after it is entered, or, if an additional defendant should appear, within five (5) days of their first appearance. This discovery plan and scheduling order shall apply to such later-appearing parties, unless the court, on motion and for good cause shown orders otherwise.
 - m. Extension or Modification of the Discovery Plan and Scheduling Order: LR 26 governs modifications or extensions to this discovery plan and scheduling order.
 - n. Alternative Dispute Resolution: The parties certify that they met and conferred about the possibility of using alternative dispute-resolution processes including mediation, arbitration, and if applicable, early neutral evaluation;
 - o. Alternative Forms of Case Disposition: The parties certify that they considered consent to trial by a magistrate judge under 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73 and the use of the Short Trial Program (General Order 2013-01).
 - p. Electronic Evidence: The parties do not anticipate discovery issues at this time and do not foresee any issues arising from the disclosure of electronically stored information. The parties agree to serve discovery requests, discovery responses, and

disclosures via electronic mail or U.S. Mail. The Parties further intend to present evidence in electronic format to jurors for the purposes of jury deliberations.

Dated: April 24, 2024

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LIPSON NEILSON P.C.

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IT IS SO ORDERED:


UNITED STATES MAGISTRATE JUDGE

DATED: 4/26/2024

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